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LEGISLATIVE HISTORY

Public Law 431-----84th Congress

Chapter 86-----2nd Session

S. 2884

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INDEX AND SUMMARY OF S. 2884

Jan. 9, 1956	Sen. Young (for himself, Sens. Langer, Thyse, Humphrey, Mundt, Murray, Knowland, and Kuchel) introduced S. 2884 which was referred to the Committee on Agriculture and Forestry. Print of bill as introduced.
Jan. 20, 1956	Senate committee reported with amendments S. 2884. Senate Report 1409. Print of bill as reported and report.
Feb. 2, 1956	Senate passed S. 2884 as reported.
Feb. 6, 1956	Referred to House Committee on Agriculture. Print of bill as referred.
Feb. 17, 1956	House Agriculture Subcommittee on Wheat ordered S. 2884 reported.
Feb. 20, 1956	House committee ordered reported S. 2884.
Feb. 23, 1956	House committee reported without amendment S. 2884. House report 1807. Print of bill as reported and report.
Mar. 5, 1956	House passed S. 2884 without amendment.
Mar. 16, 1956	Approved: Public Law 431, 84th Cong.

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84TH CONGRESS
2D SESSION

S. 2884

IN THE SENATE OF THE UNITED STATES

JANUARY 9, 1956

Mr. YOUNG (for himself, Mr. LANGER, Mr. THYE, Mr. HUMPHREY, Mr. MUNDT, Mr. MURRAY, Mr. KNOWLAND, and Mr. KUCHEL) introduced the following bill; which was read twice and referred to the Committee on Agriculture and Forestry

A BILL

To amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 334 (e) of the Agricultural Adjustment Act
4 of 1938, as amended (7 U. S. C. 1334), is amended to read
5 as follows:

6 “(g) Notwithstanding any other provision of this Act,
7 the Secretary shall increase the farm marketing quotas and
8 acreage allotments for the 1956 crop of wheat for farms
9 located in counties in the States of North Dakota, Minnesota,
10 Montana, South Dakota, and California, designated by the

1 Secretary as counties which (1) are capable of producing
2 durum wheat (class II) and (2) have produced such wheat
3 for commercial food products during one or more of the five
4 years 1951 through 1955. The increase in the wheat acre-
5 age allotment for any farm shall be conditioned upon the
6 production of durum wheat (class II) on such increased
7 acreage. The increased allotment shall be determined by
8 adding to the allotment established without regard to this
9 subsection (hereinafter referred to as the 'original allotment')
10 an acreage equal to two times the acreage by which the
11 original allotment exceeds the 1956 acreage on the farm of
12 classes of wheat other than durum wheat (class II) (here-
13 inafter referred to as 'other wheat'), but such increased
14 allotment shall not exceed the smaller of the cropland on the
15 farm well suited to wheat or the wheat acreage on the farm:
16 *Provided*, That for the purposes of this subsection (1) the
17 original allotment for each farm shall be not less than fifteen
18 acres, and (2) varieties of class II (durum wheat) known
19 as 'Golden Ball' and 'Peliss' shall be regarded as 'other
20 wheat'."

21 The increases in wheat acreage allotments authorized
22 by this subsection shall be in addition to the National, State,
23 and county wheat acreage allotments, and the acreage of
24 durum wheat (class II) on such increased allotments shall

1 not be considered in establishing future State, county and
2 farm acreage allotments.

3 The provisions of paragraph (6) of Public Law 74,
4 Seventy-seventh Congress (7 U. S. C. 1340 (6)), and
5 section 326 (b) of the Agricultural Adjustment Act of
6 1938, as amended (7 U. S. C. 1326 (b)), relating to
7 the reduction of the storage amount of wheat shall apply
8 to the allotment for the farm established without regard
9 to this subsection and not to the increased allotment under
10 this subsection.”

84TH CONGRESS
2d Session

S. 2884

A BILL

To amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

By Mr. YOUNG, Mr. LANGER, Mr. TAYLOR, Mr. HUMPHREY, Mr. MURPHY, Mr. MURRAY, Mr. KNOWLAND, and Mr. KUTCHER.

JANUARY 9, 1956

Read twice and referred to the Committee on
Agriculture and Forestry

S. 2864

A BILL

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued January 23, 1956
For actions of January 20, 1956
84th-2nd, No. 9

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HIGHLIGHTS: Senate committee reported bill to increase quotas and allotments on 1956 durum wheat crop. Senate passed bill to increase SBA funds for disaster loans. Sen. Aiken introduced bill to extend brucellosis-eradication program. Sen. Humphrey introduced and discussed bill to stabilize parity price of manufactured milk and milk sold wholesale by farmers.

SENATE

1. WHEAT. The Agriculture and Forestry Committee reported with amendments S. 2884, to increase quotas and allotments on the 1956 durum wheat crop (S. Rept. 1409): p. 820
2. PERSONNEL. Received from the Civil Service Commission a report of the Board of Actuaries of the Civil Service Retirement and Disability Fund for the fiscal year 1954; to Post Office and Civil Service Committee. p. 816
3. TAXATION. Received a League of Alaskan Cities resolution "relating to payment in lieu of taxes on Federal property"; to Interior and Insular Affairs Committee. p. 816
4. FOREIGN TRADE. Sens. Thurmond and Johnston inserted a S. C. Legislature resolution favoring a congressional directive to the Secretary of Agriculture requiring him to impose quotas on textile shipments from Japan. p. 816
5. ELECTRIFICATION. Sen. Langer inserted a Sheyenne Valley Electric Cooperative resolution expressing gratitude to him and Sen. Young for continuously supporting favorable legislation for rural electrification. p. 817
Sen. Langer inserted resolution by the N. Dak. State Water Conservation Commission and the Greater North Dakota Association urging early completion of the maximum power facilities at the Garrison Dam on the Missouri River. p. 817, 819
Sen Langer inserted an article regarding a keynote address before the Grange criticizing the Administration's public power policies. p. 822

Concurred in House amendments to S. J. Res. 12, authorizing the International Joint Commission to conduct a survey of the proposed Passamaquoddy tidal power project. This is now ready for the President. p. 826

6. DISASTER RELIEF. Passed with amendments H. R. 7871, to increase funds available to the Small Business Administration for disaster loans. p. 859
Sen. Langer inserted a N. Dak. State Water Conservation Commission resolution commending hearings of a subcommittee of the House Judiciary Committee for the relief of individuals whose lands were flooded by Federal action in the Lake Alice area. p. 817
Sen. Langer inserted a resolution of the Loyal Order of Moose memorializing Congress to provide relief for the recent devastation resulting from disastrous floods and other natural causes. p. 818
7. SUGAR. Sen. Langer inserted a resolution of N. Dak. Garrison Diversion Conservancy District recommending extension of the Sugar Act. p. 818
8. PRICE SUPPORTS. Sen. Langer inserted a resolution of the Farmers Union urging at least 90 percent of parity for all farm products. p. 820
9. RECESSED until Mon., Jan. 23. p. 864

ITEMS IN APPENDIX

10. FARM PROGRAM. Sen. Humphrey inserted former President Truman's recent address criticizing the administration's farm program. p. A592
11. FARM PRICES. Sen. Langer inserted a constituent's letter complaining about the drop in farm income and its effect on him as an individual. p. A610
Rep. Canfield inserted a newspaper editorial disagreeing with Mr. Truman's statement that "Secretary Benson didn't 'inherit' the farm problem, but that Mr. Benson and the President 'made it themselves'". p. A612
12. ELECTRIFICATION. Speech in the House of Rep. O'Neill commending the administration for "going along" with the proposed Passamaquoddy power project. p. A612

BILLS INTRODUCED

13. ANIMAL DISEASE. S. 2997, by Sen. Aiken, to amend the Agricultural Act of 1954, as amended, by providing for the further acceleration of the brucellosis eradication program; to Agriculture and Forestry Committee.
14. DAIRY INDUSTRY. S. 3001, by Sen. Humphrey, to stabilize the relationship between prices of manufactured milk and all milk sold wholesale by farmers; to Agriculture and Forestry Committee. Remarks of author, p. 821

PRINTED HEARINGS RECEIVED IN THIS OFFICE

15. SMALL BUSINESS. Section 638, Department of Defense Appropriation Act, 1956 (discontinuation of certain commercial-type activities). House Appropriations Committee.

COMMITTEE HEARINGS TO BE HELD JAN. 23:

Farm Program, S. Agriculture
Sugar bill, S. Finance (exec).
Disaster insurance, H. Banking and Currency

DURUM WHEAT ALLOTMENTS

JANUARY 20 (legislative day, JANUARY 16), 1956.—Ordered to be printed

Mr. YOUNG, from the Committee on Agriculture and Forestry,
submitted the following

R E P O R T

[To accompany S.2884]

The Committee on Agriculture and Forestry, to whom was referred the bill (S. 2884) to amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended, having considered the same, report thereon with a recommendation that it do pass with amendments.

This bill would extend to the 1956 crop the increased durum wheat acreage allotment provisions of section 334 (e) of the Agricultural Adjustment Act of 1938, with the following modifications:

(1) Its applicability would be extended to certain counties in California;

(2) The production history used in determining eligible counties would be shortened from 10 to 5 years and advanced 1 year to include 1955; and

(3) The increased durum allotment would be dependent upon reduced planting of other wheat (producers would be permitted to plant three acres of durum wheat for each acre of their existing allotment not planted to wheat other than durum wheat).

Extension of section 334 (e) to certain counties in California is recommended because these counties have demonstrated their ability to produce good durum wheat since section 334 (e) was last amended. Reduction of the production history to a 5-year period would make no change in substance.

The limitation upon the amount of increased acreage provided by the bill is recommended because the shortage of durum wheat is not nearly so critical as at the time of enactment of section 334 (e), whereas the surplus of other wheat is more serious than it then was.

It should be pointed out that the increase in any wheat acreage allotment under section 334 (e), as it would be amended by the bill, is conditioned upon the production of durum wheat on all of the increased acreage. The bill would not permit any increase in acreage

for any type of wheat other than durum. For the purpose of computing the increased acreage allotment for any farm under the bill, the bill provides that the original allotment of the farm shall be not less than 15 acres; but, for the purpose of determining whether the "increased acreage" was planted to class II durum, the increase would be computed on the basis of the actual allotment established without regard to the provisions of the bill. Thus, a producer with an acreage allotment of 10 acres would be permitted under the bill to plant 10 acres of hard spring wheat and 15 acres of class II durum; but if he should plant any acreage of hard spring wheat in excess of 10 acres he would be in violation of his acreage allotment and would not be eligible for price support. If under such circumstances his total planted acreage exceeded 15 acres, he would be subject to marketing penalties. In order to avoid possible misconstruction of the bill in this respect, your committee recommends insertion at the proper place of the following language:

Notwithstanding any other provision of this subsection, no acreage allotment shall be increased under this subsection for any farm on which the producer knowingly devotes to the production of other wheat an acreage in excess of the acreage allotment established without regard to this subsection (and particularly without regard to clause (1) of the foregoing proviso).

The other committee amendments are formal only and make no change in substance.

DEPARTMENTAL VIEWS

DEPARTMENT OF AGRICULTURE,
Washington 25, D. C., January 17, 1956.

Hon. ALLEN J. ELLENDER,
Chairman, Committee on Agriculture and Forestry,
United States Senate.

DEAR SENATOR ELLENDER: This is in reply to your request for a report on S. 2764, S. 2884, and S. 2885, to amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

The Department does not recommend the enactment of S. 2764 and S. 2885, which are identical bills.

The principal reason that we do not want to recommend these two bills is they would permit unlimited production of durum wheat (class II) and at the same time would enable wheat producers in this area to plant their full allotment to other classes of wheat which are in surplus supply. Since the market price of durum wheat (class II) is very little above the price of other spring wheat, it is feared that unlimited production would result in an oversupply and further depress the price at harvesttime.

The Department believes S. 2884 more nearly meets the aims of producers affected and also would assist the Department in reducing the acreage of other classes of wheat. This falls in line with the President's recent message, which suggests the reduction as rapidly as possible of our surplus wheat, and at the same time provides for a reasonable increase in durum wheat (class II) which is in short supply.

Under S. 2884 farmers would be permitted in areas capable of producing durum wheat (class II) from which acceptable semolina may be produced for the production of satisfactory macaroni products, to grow such class of wheat in excess of their present wheat allotment to the extent that for each acre they do not plant to hard spring wheat, other than durum wheat (class II), they will be permitted to plant 3 acres of durum wheat (class II). In addition, farms in this area with wheat allotments of 15 acres or less, will be considered as having an allotment of 15 acres for the purpose of determining the acreage which they may plant to durum wheat (class II). An additional restriction was placed in this bill (which was not in the 1955 durum law) which excludes "Golden Ball" and "Peliss" varieties as durum wheat (class II). These two varieties are not satisfactory for the production of macaroni products and should not qualify as durum wheat (class II) under the program. These varieties are now discounted for the purpose of price support.

S. 2884 would apply to the 1956 crop only. Although the durum problem may continue for 2 or 3 years, it is felt that the situation must be reexamined before continuing this type of legislation beyond 1956. It is further felt that with the seed situation in rather good supply, little difficulty should be experienced in obtaining a sufficient supply of durum wheat (class II) under the provisions of this bill.

This bill would result in a slight increase in administrative costs which could be absorbed within existing funds.

The provisions of S. 2884 would be subject to amendment to the extent that they would be affected by enactment of the soil-bank program proposed by the Department. We believe enactment of general legislation, to carry out the President's farm message, would be preferable to enactment of separate durum wheat legislation such as S. 2884.

Representatives of this Department will be available to assist in any way in the consideration by the Congress of such legislation.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

TRUE D. MORSE,
Acting Secretary.

CHANGES IN EXISTING LAW

In compliance with subsection (4) of rule XXIX of the Standing Rules of the Senate, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

AGRICULTURAL ADJUSTMENT ACT OF 1938, AS AMENDED

SEC. 334. * * *

* * * * *

(e) Notwithstanding any other provision of this Act, the Secretary shall increase the farm marketing quotas and acreage allotments for the [1955] 1956 crop of wheat for farms located in counties in the States of *North Dakota*, Minnesota, Montana, [North Dakota, and] South Dakota, and *California*, designated by the Secretary as counties which (1) are capable of producing [class II] durum wheat (*class II*) and (2) have produced such wheat for commercial food products during one or more of the [ten years 1945 through 1954; *Provided*, That the increase in the wheat acreage allotment for any farm shall not exceed the difference between the acreage of cropland on the farm suitable for the production of wheat and the wheat acreage allotment, if any, determined without regard to this subsection, and the increase in allotment shall be conditioned upon the production thereon of class II durum wheat. The increase] *five years 1951 through 1955. The increase in the wheat acreage allotment for any farm shall be conditioned upon the production of durum wheat (class II) on such increased acreage. The increased allotment shall be determined by adding to the allotment established without regard to this subsection (hereinafter referred to as the "original allotment") an acreage equal to two times the acreage by which the original allotment exceeds the 1956 acreage on the farm of classes of wheat other than durum wheat (class II) (hereinafter referred to as "other wheat"), but such increased allotment shall not exceed the smaller of the cropland on the farm well suited to wheat or the wheat acreage on the farm: Provided, That for the purposes of this subsection (1) the original allotment for each farm shall be not less than fifteen acres, and (2) varieties of class II (durum wheat) known as ("Golden Ball" and "Peliss" shall be regarded as "other wheat". Notwithstanding any other provision of this subsection, no acreage allotment shall be increased under this subsection for any farm on which the producer knowingly devotes to the production of other wheat an acreage in excess of the acreage allotment established without regard to this subsection (and particularly without regard to clause (1) of the foregoing proviso).*

The increases in wheat acreage allotments authorized by this subsection shall be in addition to the National, State, and county wheat acreage allotments, and

the acreage of [class II durum wheat thereon] *durum wheat (class II) on such increased allotments* shall not be considered in establishing future State, county, and farm acreage allotments.

The provisions of paragraph (6) of Public Law 74, Seventy-seventh Congress (7 U. S. C. 1340 (6)), and section 326 (b) of this Act relating to the reduction of the storage amount of wheat shall apply to the allotment for the farm established without regard to this subsection and not to the increased allotment under this subsection.



Calendar No. 1429

84TH CONGRESS
2D SESSION

S. 2884

[Report No. 1409]

IN THE SENATE OF THE UNITED STATES

JANUARY 9, 1956

Mr. YOUNG (for himself, Mr. LANGER, Mr. THYE, Mr. HUMPHREY, Mr. MUNDT, Mr. MURRAY, Mr. KNOWLAND, and Mr. KUCHEL) introduced the following bill; which was read twice and referred to the Committee on Agriculture and Forestry

JANUARY 20 (legislative day, JANUARY 16), 1956

Reported by Mr. YOUNG, with amendments

[Omit the part struck through and insert the part printed in italic]

A BILL

To amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 334 (e) of the Agricultural Adjustment Act
4 of 1938, as amended (7 U. S. C. 1334), is amended to read
5 as follows:

6 “~~(g)~~ (e) Notwithstanding any other provision of this
7 Act, the Secretary shall increase the farm marketing quotas
8 and acreage allotments for the 1956 crop of wheat for
9 farms located in counties in the States of North Dakota,
10 Minnesota, Montana, South Dakota, and California, desig-

1 nated by the Secretary as counties which (1) are capable
2 of producing durum wheat (class II) and (2) have pro-
3 duced such wheat for commercial food products during one
4 or more of the five years 1951 through 1955. The increase
5 in the wheat acreage allotment for any farm shall be con-
6 ditioned upon the production of durum wheat (class II)
7 on such increased acreage. The increased allotment shall
8 be determined by adding to the allotment established with-
9 out regard to this subsection (hereinafter referred to as
10 the 'original allotment') an acreage equal to two times the
11 acreage by which the original allotment exceeds the 1956
12 acreage on the farm of classes of wheat other than durum
13 wheat (class II) (hereinafter referred to as 'other wheat'),
14 but such increased allotment shall not exceed the smaller of
15 the cropland on the farm well suited to wheat or the wheat
16 acreage on the farm: *Provided*, That for the purposes of
17 this subsection (1) the original allotment for each farm
18 shall be not less than fifteen acres, and (2) varieties of class
19 II (durum wheat) known as 'Golden Ball' and 'Peliss'
20 shall be regarded as 'other ~~wheat~~' wheat'. *Notwithstanding*
21 *any other provision of this subsection, no acreage allotment*
22 *shall be increased under this subsection for any farm on*
23 *which the producer knowingly devotes to the production of*
24 *other wheat an acreage in excess of the acreage allotment*
25 *established without regard to this subsection (and par-*

1 *ticularly without regard to clause (1) of the foregoing*
2 *proviso).*

3 ~~The~~ “*The* increases in wheat acreage allotments author-
4 ized by this subsection shall be in addition to the National,
5 State, and county wheat acreage allotments, and the acreage
6 of durum wheat (class II) on such increased allotments shall
7 not be considered in establishing future State, county and
8 farm acreage allotments.

9 ~~The~~ “*The* provisions of paragraph (6) of Public Law
10 74, Seventy-seventh Congress (7 U. S. C. 1340 (6)), and
11 section 326 (b) of the ~~Agricultural Adjustment Act of~~
12 ~~1938, as amended (7 U. S. C. 1326 (b))~~ *this Act*, relating
13 to the reduction of the storage amount of wheat shall apply
14 to the allotment for the farm established without regard
15 to this subsection and not to the increased allotment under
16 this subsection.”

84TH CONGRESS
2D SESSION

S. 2884

[Report No. 1409]

A BILL

To amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

By Mr. YOUNG, Mr. LANGER, Mr. THYE, Mr. HUMPHREY, Mr. MUNDT, Mr. MURRAY, Mr. KNOWLAND, and Mr. KUCHEL

JANUARY 9, 1956

Read twice and referred to the Committee on Agriculture and Forestry

JANUARY 20 (legislative day, JANUARY 16), 1956

Reported with amendments

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued February 3, 1956
For actions of February 2, 1956
84th-2nd, No. 18

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HIGHLIGHTS: Rep. Whitten criticized Administration's farm program and urged its reconsideration. House received supplemental appropriation estimates for research and extension work. Senate passed bill to increase quotas and allotments on 1956 durum wheat crop. Rep. Bow inserted Asst. Secretary Butz' speech concerning dairy industry.

HOUSE

- FARM PROGRAM. Rep. Whitten criticized the Administration's farm program and urged consideration of greater export of surplus commodities, decreased technical assistance to competing countries, return to original parity formula, premiums for better quality commodities, and increase in relief distribution of commodities. p. 1650
- DISASTER INSURANCE. Rep. Rodino urged consideration of his bill H. R. 8161, to provide for flood and disaster insurance. p. 1646
- BUILDINGS. Rep. Lane spoke in favor of H. R. 4566, to strengthen the Davis-Bacon Act by making certain that no contractor or sub-contractor shall be able, under any pretext, to avoid paying the prevailing wage in the locality where such Federally assisted construction is planned or in progress. p. 1645
- FEED WHEAT. Rep. Hoffman alleged that two Representatives from corn States were blocking the committee action on a bill to eliminate penalties on farmers who grow wheat in excess of allotments and feed the wheat to livestock or poultry. p. 1647
- PERSONNEL; MANAGEMENT. The Post Office and Civil Service Committee submitted a preliminary report on its study of manpower management in the Government

(H. Rept. 1740) and a report on general and financial management, decentralization, and reorganization of the Post Office Department (H. Rept. 1741). p. 1655

6. APPROPRIATIONS. Received proposed amendments to the 1957 Budget including \$12,000,000 for the Department of Agriculture for additional research and extension in connection with the president's special message on agriculture, as follows:

ARS, Research	\$9,057,000
(Includes 2 million for State Experiment Stations)	
Extension Service - Payments to States	1,000,000
Farmer Cooperative Service	100,000
Forest Service Research	450,000
AMS - Marketing Research and Agricultural Estimates ..	1,013,000
Payments to State Departments of Agriculture, Bureau of Markets, etc.	100,000
Foreign Agricultural Service	280,000

(H. Doc. 326); to Appropriations Committee. p. 1655

7. LEGISLATIVE PROGRAM. The Acting Majority Leader, Rep. Albert, stated that on Tues., Wed., and Thurs., Feb. 7 through 9, the House will consider the urgent deficiency appropriation bill for 1956, the Treasury-Post Office appropriation bill for 1957, and S. 180, to authorize the Washita River Basin reclamation project, Okla.; that no "controversial" legislation would be considered from Feb. 9 through Feb. 15; and that the Easter recess would begin Mar. 30 and continue through April 8. p. 1645

8. ADJOURNED until Mon., Feb. 6. p. 1654

SENATE

9. INFORMATION. Received an informal report and recommendations of the D. C. Auditorium Commission. p. 1614

10. TRANSPORTATION; WATER. Sen. Humphrey inserted several resolutions relating to deepening the Great Lakes channels, maintaining ports and waterways, and the imposition of tolls on inland waters. p. 1615

11. PRICE SUPPORTS. Sen. Humphrey inserted resolutions from the Farmers' Cooperative Creamery, Inc., and a local Farmers Union endorsing 100 percent of parity for farm commodities; and a Miner Farmers Union resolution proposing that farmers be permitted to buy their surplus crops at or below 20 percent of Government cost. pp. 1617, 1618

12. FLOOD CONTROL. Passed without amendment H. R. 7930, authorizing completion of initial stage of development for flood control in the Russian River Basin, Calif. This bill is now ready for the President. p. 1621

13. WHEAT. Passed as reported, S. 2884, which extends to the 1956 crop the increased durum wheat acreage allotment provisions of section 334 (e) of the Agricultural Adjustment Act of 1938, with the following modifications: (1) its applicability would be extended to certain counties in California; (2) the production history used in determining eligible counties would be shortened from 10 to 5 years and advanced 1 year to include 1955; and (3) the increased durum allotment would be dependent upon reduced planting of other wheat (producers would be permitted to plant three acres of durum wheat for each acre of their existing allotment not planted to wheat other than durum wheat). p. 1625

SEC. 6. The amendment made by section 5 of this act shall be effective for taxable years beginning after December 31, 1941.

Mr. BYRD. Mr. President, this is a House bill unanimously approved by the Senate Finance Committee.

The purpose of sections 1, 2, and 3 is to add a new section 374 to the 1954 code to provide that no gain will be recognized to a railroad corporation where its properties are transferred, pursuant to a court order in a receivership proceeding or in a proceeding under the Bankruptcy Act, in a reorganization approved by the court in exchange solely for stock or securities in another railroad corporation. This establishes for railroad corporations substantially the same rule that now exists for other corporations.

Section 4, which was added by the committee, extends for 2 years the expiration date contained in section 108 (b) of the Internal Revenue Code of 1954. Under existing law, the provisions of section 108 (b) do not apply to any discharge of indebtedness occurring in a taxable year beginning after December 31, 1955. This latter date is extended to December 31, 1957, under this provision.

PURPOSE OF SECTION 5

Section 5, which was added by the committee, amends section 723 of the Internal Revenue Code of 1939—relating to the computation of equity invested capital in special cases under the World War II excess-profits tax—to provide at the election of the taxpayer that, in the case of a recapitalization of a railroad corporation pursuant to receivership or bankruptcy proceedings, the equity invested capital is to be the same as if the corporate assets were transferred to a new corporation. Where the properties of a railroad corporation are transferred to a new corporate entity in receivership or bankruptcy proceedings, the equity invested capital is determined under section 760 of the World War II excess-profits tax and reflects the basis of the transferred assets. The treatment thus provided in the case of a new corporation results from the addition of sections 112 (b) (9) and 113 (a) (20) to the 1939 code by section 142 of the Revenue Act of 1942.

The PRESIDENT pro tempore. The question is on agreeing to the amendments reported by the Committee on Finance.

The amendments were agreed to.

The amendments were ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

The title was amended so as to read: "An act relating to recognition of gain or loss in certain railroad reorganizations and to amend section 108 (b) of the Internal Revenue Code of 1954 and section 723 of the Internal Revenue Code of 1939."

WHEAT MARKETING QUOTA PROVISIONS

Mr. JOHNSON of Texas. Mr. President, if no Senators desire to address the Senate on the unfinished business,

I suggest the absence of a quorum, because the Senator from North Dakota [Mr. YOUNG] has a bill on which I hope we can act before the recess which is to be taken.

The PRESIDENT pro tempore. The Secretary will call the roll.

The legislative clerk proceeded to call the roll.

Mr. JOHNSON of Texas. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDENT pro tempore. Without objection, it is so ordered.

Mr. JOHNSON of Texas. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of order No. 1429, Senate bill 2884.

The PRESIDENT pro tempore. The clerk will state the bill by title.

The LEGISLATIVE CLERK. A bill (S. 2884) to amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

The PRESIDENT pro tempore. Is there objection to the request of the Senator from Texas?

There being no objection, the Senate proceeded to consider the bill (S. 2884) which had been reported from the Committee on Agriculture and Forestry with amendments on page 1, at the beginning of line 6, to strike out "(g)" and insert "(e)"; on page 2, line 20, after the word "other", to strike out "wheat" and insert "wheat". Notwithstanding any other provision of this subsection, no acreage allotment shall be increased under this subsection for any farm on which the producer knowingly devotes to the production of other wheat an acreage in excess of the acreage allotment established without regard to this subsection (and particularly without regard to clause (1) of the foregoing proviso)."

On page 3, at the beginning of line 3, to strike out "The" and insert "The"; at the beginning of line 9, to strike out "The" and insert "The"; and in line 11, after the word "of" where it appears the first time, to strike out "the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1326 (b))" and insert "this act", so as to make the bill read:

Be it enacted, etc., That section 334 (e) of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1334), is amended to read as follows:

"(e) Notwithstanding any other provision of this act, the Secretary shall increase the farm marketing quotas and acreage allotments for the 1956 crop of wheat for farms located in counties in the States of North Dakota, Minnesota, Montana, South Dakota, and California, designated by the Secretary as counties which (1) are capable of producing durum wheat (class II) and (2) have produced such wheat for commercial food products during one or more of the 5 years 1951 through 1955. The increase in the wheat acreage allotment for any farm shall be conditioned upon the production of durum wheat (class II) on such increased acreage. The increased allotment shall be determined by adding to the allotment established without regard to this subsection (hereinafter referred to as the 'original allotment') an acreage equal to two times the acreage by which the original allotment exceeds the 1956 acreage on the farm of classes of wheat other than durum wheat (class II)

(hereinafter referred to as 'other wheat'), but such increased allotment shall not exceed the smaller of the cropland on the farm well suited to wheat or the wheat acreage on the farm: *Provided*, That for the purposes of this subsection (1) the original allotment for each farm shall be not less than 15 acres, and (2) varieties of class II (durum wheat) known as 'Golden Ball' and 'Peliss' shall be regarded as 'other wheat.' Notwithstanding any other provision of this subsection, no acreage allotment shall be increased under this subsection for any farm on which the producer knowingly devotes to the production of other wheat an acreage in excess of the acreage allotment established without regard to this subsection (and particularly without regard to clause (1) of the foregoing proviso).

"The increases in wheat acreage allotments authorized by this subsection shall be in addition to the National, State, and county wheat acreage allotments, and the acreage of durum wheat (class II) on such increased allotments shall not be considered in establishing future, State, county, and farm acreage allotments.

"The provisions of paragraph (6) of Public Law 74, 77th Congress (7 U. S. C. 1340 (6)), and section 326 (b) of this act, relating to the reduction of the storage amount of wheat shall apply to the allotment for the farm established without regard to this subsection and not to the increased allotment under this subsection."

The amendments were agreed to.

Mr. JOHNSON of Texas. Mr. President, I should like to ask the distinguished Senator from North Dakota [Mr. YOUNG] to make a brief explanation of the bill.

Mr. YOUNG. Mr. President, this bill affects only durum wheat, which is used in the making of macaroni and spaghetti.

The average annual production of durum wheat over the past 20 years is only about 35 million bushels. The necessity for this bill was brought about by a severe rust infestation known as 15-B rust in durum wheat which brought the production down from an average of from 35 million to 40 million bushels a year to a low of 5 million bushels in 1954.

Legislation was enacted last year designed to encourage an increased production of durum wheat. That helped considerably. Last year the production was 20 million bushels.

This bill differs from the one enacted last year in this respect: Under the legislation of last year a farmer in North Dakota, or South Dakota, or Montana, or Minnesota could seed all the durum wheat he desired, whereas under this proposed legislation, which has been approved by the Department of Agriculture and unanimously recommended by the Committee on Agriculture and Forestry, a farmer, in order to earn any additional durum wheat allotment, must plant a part of his regular allotment to durum wheat.

Under this bill if a farmer has a wheat allotment of 100 acres and he plants 50 acres of his allotment to durum wheat, he will be entitled to plant an additional 100 acres of durum. This 100 acres of durum is over and above any allotment he may have. The State of California is also included in this year's bill because certain counties in that State have now established a history of durum wheat production.

As I have said this bill is approved unanimously by the Committee on Agriculture and Forestry and by the Department of Agriculture. The amendments are only of a technical nature and proposed by the Department of Agriculture.

The PRESIDENT pro tempore. The bill is open to further amendment. If there be no amendment to be proposed, the question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed for a third reading, read the third time, and passed.

REPAIR ASSISTANCE TO NEW HOMES DAMAGED BY MAJOR DISASTERS

Mr. JOHNSON of Texas. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Order No. 1484, House Joint Resolution 471.

The PRESIDENT pro tempore. The Secretary will state the joint resolution by title.

The LEGISLATIVE CLERK. A joint resolution (H. J. Res. 471) to permit FHA title I repair assistance to new homes damaged by major disasters.

The PRESIDENT pro tempore. Is there objection to the request of the Senator from Texas?

There being no objection, the Senate proceeded to consider the joint resolution.

Mr. JOHNSON of Texas. Mr. President, this resolution would authorize the Federal Housing Administration to insure, under the title I program of the Housing Act of 1954, loans made for home improvements on new residential structures without regard to the statutory requirement as to completion and period of occupancy where such structures suffered disaster-connected damage.

There is a similar Senate bill. If the Senate passes the House joint resolution, I shall ask that the Senate joint resolution be indefinitely postponed.

The PRESIDENT pro tempore. The joint resolution is open to amendment. If there be no amendment to be proposed, the question is on the third reading and passage of the joint resolution.

The joint resolution (H. J. Res. 471) was ordered to a third reading, read the third time, and passed.

The PRESIDENT pro tempore. Without objection, Senate Joint Resolution 113 is indefinitely postponed.

TRANSFER OF WAR HOUSING PROJECTS TO THE CITY OF MOSES LAKE, WASH.

Mr. JOHNSON of Texas. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of order No. 1427, House bill 6298.

The PRESIDENT pro tempore. The Secretary will state the bill by title.

The LEGISLATIVE CLERK. A bill (H. R. 6298) to amend section 601 (g) of the act entitled "An act to expedite the provision of housing in connection with national defense to permit transfer of war housing projects to the city of Moses

Lake, Wash., and to other communities similarly situated."

The PRESIDENT pro tempore. Is there objection to the request of the Senator from Texas?

There being no objection, the Senate proceeded to consider the bill.

Mr. JOHNSON of Texas. Mr. President, I should like to make a brief statement prior to action on this bill.

This bill will permit the transfer of war housing projects to the city of Moses Lake, Wash., and to other communities similarly situated. The property involved at Moses Lake consists of 172 temporary family dwelling units constructed under the Lanham Act and identified as WASH-45206 and WASH-V 45402. These housing units are under the jurisdiction of the Housing and Home Finance Agency and are managed by the Housing Authority of Grant County, Wash.

The Housing Act of 1950 added a new title VI to the Lanham Act and provided for the disposition of war housing units owned by the Government. Section 601 (b) authorized the Housing Agency to transfer without charge temporary war housing units to the city or town in which the units are located.

The Congress decided that certain temporary housing in the city of Richmond, Calif., should be transferred to the local public agency organized for slum clearance and community redevelopment rather than to any other agency of the city.

Section 601 (g) of the Lanham Act was written to accomplish this purpose. However, instead of naming the city of Richmond, Calif., as the sole locality to which this specific restriction should apply, section 601 (g) states that the restriction shall apply in the case of any city where the total population by the 1940 census is less than the number of persons living in temporary housing on December 31, 1948.

Whereas the restriction in section 601 (g) was intended to apply only to Richmond, Calif., it is now discovered that it also applies to the city of Moses Lake, Wash. Under the law, therefore, the temporary units in the city of Moses Lake cannot be transferred to the city but must be transferred to a local slum clearance authority—and the city of Moses Lake does not have such a local public body.

Under the provisions of H. R. 6298, it is proposed to remove this restriction, not only as to Moses Lake, Wash., which does not have a qualified local public agency to accept transfer of this property, but to other communities similarly situated.

The PRESIDENT pro tempore. The bill is open to amendment. If there be no amendment to be proposed, the question is on the third reading and passage of the bill.

The bill was ordered to a third reading, read the third time, and passed.

EXTENSION OF DURATION OF THE POLIOMYELITIS VACCINATION ASSISTANCE ACT OF 1955

Mr. JOHNSON of Texas. Mr. President, I ask unanimous consent that the

Senate proceed to the consideration of Calendar 1459, Senate bill 2990.

The PRESIDING OFFICER (Mr. BIBLE in the chair). The clerk will state the bill by title.

The LEGISLATIVE CLERK. A bill (S. 2990) to extend through June 30, 1957, the duration of the Poliomyelitis Vaccination Assistance Act of 1955.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

There being no objection, the Senate proceeded to consider the bill.

Mr. JOHNSON of Texas. Mr. President, when the Congress passed the Poliomyelitis Vaccination Assistance Act of 1955, it accepted the recommendation of House and Senate conferees and provided that the funds authorized to be appropriated thereunder should remain available only until February 15, 1956. That recommendation was made with the full understanding of the conferees that the program then authorized and initiated by the Congress could not be completed by that date. It was agreed on solely to provide an opportunity for reviewing developments under the program early in the second session of the Congress before completely implementing the Federal grant provisions of the act.

The committee has now reviewed those developments and has concluded that the program has worked so well that no changes need be made in the act other than to set the date for its expiration at June 30, 1957. That is all S. 2990 would do.

The PRESIDING OFFICER. The bill is open to amendment. If there be no amendment to be proposed, the question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed for a third reading, read the third time, and passed, as follows:

Be it enacted, etc., That section 2, and subsections (a) and (b) of section 6, of the Poliomyelitis Vaccination Assistance Act of 1955 (Public Law 377, 84th Cong.) are each amended by striking out "February 15, 1956" and inserting in lieu thereof "the close of June 30, 1957."

AMENDMENT OF THE NATURAL GAS ACT, AS AMENDED

Mr. JOHNSON of Texas. Mr. President, I ask that the Senate resume the consideration of the unfinished business.

The PRESIDING OFFICER. The Chair lays before the Senate the unfinished business.

The Senate resumed the consideration of the bill (S. 1853) to amend the Natural Gas Act, as amended.

ORDER FOR CALL OF THE CALENDAR ON FRIDAY

Mr. JOHNSON of Texas. Mr. President, if there are no Senators who desire to speak later in the afternoon on the unfinished business, the leadership will again suggest that the Senate consider certain bills previously announced as having been cleared by both the majority and the minority leaders, and the policy committees.

84TH CONGRESS
2D SESSION

S. 2884

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 6, 1956

Referred to the Committee on Agriculture

AN ACT

To amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 334 (e) of the Agricultural Adjustment Act
4 of 1938, as amended (7 U. S. C. 1334), is amended to read
5 as follows:

6 “(e) Notwithstanding any other provision of this Act,
7 the Secretary shall increase the farm marketing quotas
8 and acreage allotments for the 1956 crop of wheat for
9 farms located in counties in the States of North Dakota,
10 Minnesota, Montana, South Dakota, and California, desig-
11 nated by the Secretary as counties which (1) are capable

1 of producing durum wheat (class II) and (2) have pro-
2 duced such wheat for commercial food products during one
3 or more of the five years 1951 through 1955. The increase
4 in the wheat acreage allotment for any farm shall be con-
5 ditioned upon the production of durum wheat (class II)
6 on such increased acreage. The increased allotment shall
7 be determined by adding to the allotment established with-
8 out regard to this subsection (hereinafter referred to as
9 the 'original allotment') an acreage equal to two times the
10 acreage by which the original allotment exceeds the 1956
11 acreage on the farm of classes of wheat other than durum
12 wheat (class II) (hereinafter referred to as 'other wheat'),
13 but such increased allotment shall not exceed the smaller of
14 the cropland on the farm well suited to wheat or the wheat
15 acreage on the farm: *Provided*, That for the purposes of
16 this subsection (1) the original allotment for each farm
17 shall be not less than fifteen acres, and (2) varieties of class
18 II (durum wheat) known as 'Golden Ball' and 'Peliss'
19 shall be regarded as 'other wheat'. Notwithstanding any
20 other provision of this subsection, no acreage allotment
21 shall be increased under this subsection for any farm on
22 which the producer knowingly devotes to the production of
23 other wheat an acreage in excess of the acreage allotment
24 established without regard to this subsection (and par-

1 ticularly without regard to clause (1) of the foregoing
2 proviso).

3 "The increases in wheat acreage allotments authorized
4 by this subsection shall be in addition to the National, State,
5 and county wheat acreage allotments, and the acreage of
6 durum wheat (class II) on such increased allotments shall
7 not be considered in establishing future State, county and
8 farm acreage allotments.

9 "The provisions of paragraph (6) of Public Law 74,
10 Seventy-seventh Congress (7 U. S. C. 1340 (6)), and
11 section 326 (b) of this Act, relating to the reduction of
12 the storage amount of wheat shall apply to the allotment
13 for the farm established without regard to this subsection
and not to the increased allotment under this subsection."

Passed the Senate February 2 (legislative day, January
16), 1956.

Attest:

FELTON M. JOHNSTON,

Secretary.

84TH CONGRESS
2D Session

S. 2884

AN ACT

To amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

FEBRUARY 6, 1956

Referred to the Committee on Agriculture

3-28894

AMACT

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued February 20, 1956
For actions of February 17, 1956
84th-2nd, No. 27

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HIGHLIGHTS: House subcommittee ordered reported bill to increase wheat acreage allotments in certain States.

HOUSE

1. WHEAT. The Wheat Subcommittee of the Agriculture Committee ordered reported to the full committee S. 2884, to provide for an increase in the wheat acreage allotments and marketing quotas for certain States. p. D130

SENATE

2. LEGISLATIVE PROGRAM. The Digest states: "On Monday, Senate will continue on S. Con. Res. 65, providing for study of matters connected with election, succession, and duties of President and Vice President, probably to be followed on Monday and Tuesday by consideration of other reported resolutions providing funds for committee investigations and hearings. Sometime during week (not on February 22) Senate will begin consideration of S. 3183, Agricultural Act of 1956." p. D132
3. WHEAT. Sen. Langer inserted a N. Dak. local Farmers Union resolution urging full parity payments for wheat, and that farmers be permitted to buy their surplus crops at or below 20 percent of Government cost. p. 2394

4. FOREIGN TRADE. Sen. Humphery criticized the terms and conditions stipulated in the bids for purchase of wheat by India in this country, including vessels on which it may be shipped. He stated that under the Butler Act such foodstuffs "must be shipped 50 percent in U. S. flag vessels and 50 percent in approved foreign-flag vessels," and suggested an investigation to determine if the Act is being followed. p. 2435.
5. FARM PROGRAM. Sens. George and Kerr submitted amendments intended to be proposed by them to the farm bill (S. 3183). p. 2396
6. NATURAL RESOURCES. Sen. Neuberger inserted a statement by Oscar L. Chapman, former Secretary of the Interior, on "The State of Our Natural Resources." p. 2409
7. COMMERCE. Adopted with amendments S. Res. 163, authorizing the Interstate and Foreign Commerce Committee to continue studies of interstate and foreign commerce generally, maritime matters, domestic surface transportation, fisheries and wildlife, etc. p. 2414
8. PERSONNEL. Senators Bender, Johnston, and Barkley discussed the difficulty of replacing civil service employees with changes of Administration, and Sen. Bender inserted a table showing statutes under which employees are hired without regard to Civil Service and Classification laws. pp. 2426, 2427, 2428
Sen. Carlson inserted several telegrams he had received urging an amendment to S. 2875 to also provide increased retirement benefits for Federal workers now retired. p. 2432
9. FORESTRY. Sen. Morse inserted a magazine article, "The changing timber industry now grows more timber than it cuts," a speech by the Chief of the Forest Service, "Timber resources for America's future - a summary of the timber resource review," and correspondence with the magazine and Mr. McArdle on the subject. p. 2440
10. WATER CONSERVATION. Sen. Watkins inserted a newspaper editorial, "Water for the West," favorable to the Colorado River storage project. p. 2446
11. SEEDS; PLANTS. Sen. Watkins spoke in favor of a national seed storage facility, and the possibilities of the safflower as a new cash crop. p. 2446
12. ADJOURNED until Mon., Feb. 20, p. 2447

HOUSE (continued)

13. INTERIOR AND RELATED AGENCIES APPROPRIATION BILL FOR 1957. The Appropriations Committee reported this bill during recess. The bill includes items for the Forest Service, research in utilization of salt water, Bureau of Land Management, Bureau of Indian Affairs, National Park Service, Fish and Wildlife Service, and Virgin Islands Corporation. Attached to this Digest is a statement relating to the Forest Service items.

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

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HIGHLIGHTS: Sen. Clements announced that farm bill would be considered immediately after completion of Senate action on pending money resolutions. House committee on Feb. 17 reported Interior appropriation bill. House committee ordered reported bill to provide for cost-sharing in conservation projects. House committee ordered reported bill to increase wheat allotments and quotas in certain States. Rep. Brown, Ga., criticized and urged reconsideration of America's farm program. Both Houses received from this Department proposed bill providing for payment of expenses of Advisory Committee on Soil and Water Conservation.

HOUSE

1. APPROPRIATIONS. The Appropriations Committee reported without amendment H. R. 9390, the Interior Department and Related Agencies appropriation bill for 1957 (H. Rept. 1772). p. 2562
Received from the President various supplemental appropriation estimates for fiscal year 1956 for the legislative and judicial branches and various agencies of the executive branch (H. Doc. 341); to Appropriations Committee (p. 2561). The estimate includes \$5,433,700 for the Department of Agriculture for pay act costs under Public Law 94. Other pay act items, totaling \$9,944,377, were submitted earlier in H. Doc. 330 along with program supplementals for ARS, Forest Service, FHA, and CCC (see Digest 22).
2. LANDS. At the request of Rep. Aspinall, passed over H. R. 6815, to provide for the orderly disposition of certain lands acquired under Title III of the Bankhead-Jones Farm Tenant Act. p. 2526
3. FARM-CITY WEEK. At the request of Rep. Aspinall, passed over H. J. Res. 317, to provide that the last week in October be designated National Farm-City Week. p. 2526

4. COMMITTEES. Both Houses received from this Department proposed legislation to authorize the Secretary to pay the expenses of an Advisory Committee on Soil and Water Conservation; to the House Agriculture Committee and the Senate Agriculture and Forestry Committee. pp. 2562, 2453
 5. WATERSHEDS. The Agriculture Committee ordered reported with amendment H. R. 8750, to provide for cost-sharing arrangements in certain watershed protection and flood control activities. p. D138
 6. WHEAT. The Agriculture Committee ordered reported S. 2884, to provide for an increase in the wheat acreage allotments and marketing quotas for certain States. p. D138
 7. RECLAMATION. Rep. Trimble paid tribute to Rep. Wickersham for his efforts on behalf of the Washita reclamation project. p. 2525
Passed as reported H. R. 1779, to authorize the construction, maintenance, and operation of the Juniper division of the Tapinitia reclamation project, Ore.; H. R. 6643, to provide that excess lands acquired by foreclosure or inheritance may receive water temporarily for 5 years; and H. R. 101, to provide clarifications in contract repayments in irrigation and reclamation projects. pp. 2527, 2528
 8. FARM PROGRAM. Rep. Brown, Ga., criticized the administration of the present farm program and urged research in the industrial use of agricultural products, vigorous application of surplus commodities disposal provisions, and recognition of agricultural surpluses as a national defense measure. p. 2557
 9. INVESTIGATIONS. Reps. Hoffman and Jonas criticized the activities of the Government Operations subcommittee investigating certain aspects of the REA and the Al Sarena mining case, as being conducted in an unfair manner. p. 2546
 10. NATIONAL PARKS. The Interior and Insular Affairs Committee reported with amendment S. 1529, to provide for the revision of the boundaries of the Theodore Roosevelt National Memorial Park, N. Dak. (H. Rept. 1773); and reported without amendment H. R. 5299, to authorize the establishment of the Virgin Islands National Park (H. Rept. 1774). p. 2562
 11. PERSONNEL. Passed as reported H. R. 5862, to confer upon U. S. District Courts jurisdiction to adjudicate certain claims of Federal employees for the recovery of fees, salaries, or compensation. p. 2527
Received from the Civil Service Commission proposed legislation to authorize the training of Federal employees at public or private facilities; to the Post Office and Civil Service Committee. p. 2562
 12. LOBBYISTS. Received the quarterly report of lobbyists registered pursuant to Title III, Regulation of Lobbying Act. p. 2565
- SENATE
13. LEGISLATIVE PROGRAM. Acting Majority Leader Clements announced that the farm bill would be considered immediately after the completion of the Senate's action on the pending money resolutions. p. 2523
 14. FOREIGN TRADE. Both Houses received a report from the Commerce Department on export control for the fourth quarter of 1955. pp. 2453, 2561

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued February 24, 1956
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84th-2nd, No. 31

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HIGHLIGHTS: Senate continued debate on farm bill. House committee reported bill to amend watershed law. House committee reported bill to increase wheat allotments and quotas in certain States. Rep. Sikes introduced and discussed bill to provide tree planting on surplus croplands.

SENATE

- FARM PROGRAM. Continued debate on general features of the farm bill (S. 3183). pp. 2738, 2767, D153
- ELECTRIFICATION; RECLAMATION. Sen. Langer inserted resolutions adopted by the Sheyenne Valley, N. Dak., Electric Cooperative favoring expansion of the rural electrification program, opposing a Hoover Commission proposal relating to the program, and urging full development of the Missouri Basin. p. 2726
- PARITY. Sen. Langer inserted a GTA Grain Elevator Line resolution urging 100 percent of parity for farm products. p. 2726
- DAIRY RESEARCH. Sen. Wiley inserted a Columbia Co., Wis., resolution favoring the establishment of a dairy research building in Madison, Wis. p. 2726
- AUDITS. Received from the Government Operations Committee a report, "A Review of the Audit Reports of the Comptroller General," containing an outline of the comprehensive audits of the various departments (S. Rept. 1572). p. 2727
- FOREIGN TRADE. Sen. McClellan criticized the easing of restrictions on trade with Communist-bloc countries, and discussed the matter with other Senators. p. 2771

7. TRANSPORTATION. Sen. Smathers inserted a recent speech by Sen. Magnuson discussing The Cabinet Committee's report on transportation. p. 2778

HOUSE

8. WATERSHEDS. The Agriculture Committee reported with amendments H. R. 8750, to amend the Watershed Protection and Flood Prevention Act (H. Rept. 1810). pp. 2795, 2872

9. WHEAT. The Agriculture Committee reported without amendment S. 2884, to provide for an increase in wheat acreage allotments and marketing quotas in certain States (H. Rept. 1807). p. 2872

10. FOREIGN TRADE. Rep. Lane expressed his opposition to the bill providing for U. S. participation in the OTC, as being inimical to the best interest of American industry and labor. p. 2789

Rep. Bailey criticized OTC and GATT and opposed U. S. participation in this organization and agreement. He alleged that Congressional control of imports and exports of farm products would be harmed by U. S. participation in these organizations. p. 2849

11. TRANSPORTATION. Rep. Priest urged that the ICC use caution in granting increased rates to railroads and other common carriers. p. 2790

12. ELECTRIFICATION. Rep. Abernethy criticized the Administration's amortization proposal for TVA and urged that TVA be authorized to issue its own bonds for the financing of necessary improvements. p. 2790

13. PERSONNEL. Rep. Lesinski spoke in favor of his bill H. R. 9473, to amend the Civil Service Retirement Act, and urged that the provisions granting increased annuities to present annuitants be given favorable consideration. p. 2790

14. RECLAMATION. Rep. Miller, Neb., cited Congressional authorization of funds for irrigation and reclamation projects in foreign aid bills and urged that favorable consideration be given to the proposed Colorado River project. p. 2792

Rep. Hosmer inserted quotable remarks from Sen. Douglas expressing opposition to the proposed Colorado River reclamation project. p. 2792

15. FARM PROGRAM. Rep. Hoffman inserted the text of a Lincoln Day address by Rep. Vursell commending the efforts of the present administration to deal with the problems of price supports, surpluses, pork production, and farm commodity exports. p. 2853

16. COMMITTEE ASSIGNMENTS. Elected Reps. Holland and Healey as members of the Banking and Currency Committee. p. 2791

17. LEGISLATIVE PROGRAM. The Majority Whip, Rep. Arends, announced that on Tues., Feb. 28, H. R. 3383, to authorize the construction, operation, and maintenance of the Colorado River reclamation project, would be considered, and that this would carry over until Wed., Feb. 29; and that on Mar. 1, the House would consider the General Government Matters appropriations bill for 1957. p. 2791

18. ADJOURNED until Mon., Feb. 27. p. 2871

1956 DURUM WHEAT ALLOTMENTS

FEBRUARY 23, 1956.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. COOLEY, from the Committee on Agriculture, submitted the following

R E P O R T

[To accompany S. 2884]

The Committee on Agriculture, to whom was referred the bill (S. 2884) to amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

STATEMENT

This bill will make possible the planting in 1956 of an expanded acreage of durum wheat in counties known to be capable of producing this wheat, in order to alleviate the serious shortage of this particular type of wheat which has existed for the past several years.

Hearings were held by the Wheat Subcommittee on the following bills: H. R. 8346 by Mr. Engle, H. R. 8371 and H. R. 8372 by Mr. Krueger, H. R. 8594 by Mr. Lovre, H. R. 8701 by Mr. Metcalf, H. R. 8888 by Mr. Berry, and S. 2884 by Senator Young. Most of the bills are similar to S. 2884.

The committee has reported S. 2884 in order to expedite the enactment of this legislation, and because the Senate bill contains some minor amendments which are desirable.

DEPARTMENTAL VIEWS

Following is the favorable report of the Department of Agriculture on H. R. 8346:

DEPARTMENT OF AGRICULTURE,
Washington, D. C., February 20, 1956.

HON. HAROLD D. COOLEY,
Chairman, Committee on Agriculture,
House of Representatives.

DEAR CONGRESSMAN COOLEY: This is in reply to your request of February 2, 1956, for a report on H. R. 8346, to amend the wheat-marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

The Department recommends the enactment of H. R. 8346. We believe that this bill meets the aims of producers affected and also would assist the Department in reducing the acreage of other classes of wheat. This falls in line with the President's recent message, which suggests the reduction as rapidly as possible of our surplus wheat, and at the same time provides for a reasonable increase in durum wheat class II which is in short supply.

Under H. R. 8346 farmers would be permitted in areas capable of producing durum wheat class II, from which acceptable semolina may be produced for the production of satisfactory macaroni products, to grow such class of wheat in excess of their present wheat allotment to the extent that for each acre they do not plant to hard spring wheat, other than durum wheat class II, they will be permitted to plant 3 acres of durum wheat class II. In addition, farms in this area with wheat allotments of 15 acres or less, will be considered as having an allotment of 15 acres for the purpose of determining the acreage which they may plant to durum wheat class II. An additional restriction was placed in this bill (which was not in the 1955 durum law) which excludes Golden Ball and Peliss varieties as durum wheat class II. These two varieties are not satisfactory for the production of macaroni products and should not qualify as durum wheat class II under the program. These varieties are now discounted for the purpose of price support.

H. R. 8346 would apply to the 1956 crop only. Although the durum problem may continue for 2 or 3 years, it is felt that the situation must be reexamined before continuing this type of legislation beyond 1956. It is further felt that with the seed situation in rather good supply, little difficulty should be experienced in obtaining a sufficient supply of durum wheat class II under the provisions of this bill.

This bill would result in a slight increase in administrative costs which could be absorbed within existing funds.

Representatives of this Department will be available to assist in any way in the consideration by the Congress of such legislation.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

TRUE D. MORSE, *Acting Secretary.*

SENATE REPORT

Following is the text of the Senate report on S. 2884:

This bill would extend to the 1956 crop the increased durum wheat acreage allotment provisions of section 334 (e) of the Agricultural Adjustment Act of 1938, with the following modifications:

- (1) Its applicability would be extended to certain counties in California;
- (2) The production history used in determining eligible counties would be shortened from 10 to 5 years and advanced 1 year to include 1955; and
- (3) The increased durum allotment would be dependent upon reduced planting of other wheat (producers would be permitted to plant 3 acres of durum wheat for each acre of their existing allotment not planted to wheat other than durum wheat).

Extension of section 334 (e) to certain counties in California is recommended because these counties have demonstrated their ability to produce good durum wheat since section 334 (e) was last amended. Reduction of the production history to a 5-year period would make no change in substance.

The limitation upon the amount of increased acreage provided by the bill is recommended because the shortage of durum wheat is not nearly so critical as at the time of enactment of section 334 (e), whereas the surplus of other wheat is more serious than it then was.

It should be pointed out that the increase in any wheat acreage allotment under section 334 (e), as it would be amended by the bill, is conditioned upon the

production of durum wheat on all of the increased acreage. The bill would not permit any increase in acreage for any type of wheat other than durum. For the purpose of computing the increased acreage allotment for any farm under the bill, the bill provides that the original allotment of the farm shall be not less than 15 acres; but, for the purpose of determining whether the "increased acreage" was planted to class II durum, the increase would be computed on the basis of the actual allotment, established without regard to the provisions of the bill. Thus, a producer with an acreage allotment of 10 acres would be permitted under the bill to plant 10 acres of hard spring wheat and 15 acres of class II durum; but if he should plant any acreage of hard spring wheat in excess of 10 acres he would be in violation of his acreage allotment and would not be eligible for price support. If under such circumstances his total planted acreage exceeded 15 acres, he would be subject to marketing penalties. In order to avoid possible misconstruction of the bill in this respect, your committee recommends insertion at the proper place of the following language:

"Notwithstanding any other provision of this subsection, no acreage allotment shall be increased under this subsection for any farm on which the producer knowingly devotes to the production of other wheat an acreage in excess of the acreage allotment established without regard to this subsection (and particularly without regard to clause (1) of the foregoing proviso)."

The other committee amendments are formal only and make no change in substance.

CHANGES IN EXISTING LAW

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in *italic*, and existing law in which no change is proposed is shown in roman):

AGRICULTURAL ADJUSTMENT ACT OF 1938, AS AMENDED

SEC. 334. * * *

* * * * *

(e) Notwithstanding any other provision of this Act, the Secretary shall increase the farm marketing quotas and acreage allotments for the **[1955]** *1956* crop of wheat for farms located in counties in the States of *North Dakota*, Minnesota, Montana, **[North Dakota, and]** *South Dakota, and California*, designated by the Secretary as counties which (1) are capable of producing **[class II]** durum wheat (*class II*) and (2) have produced such wheat for commercial food products during one or more of the **[ten years 1945 through 1954; Provided, That** the increase in the wheat acreage allotment for any farm shall not exceed the difference between the acreage of cropland on the farm suitable for the production of wheat and the wheat acreage allotment, if any, determined without regard to this subsection, and the increase in allotment shall be conditioned upon the production thereon of class II durum wheat. The increase**]** *five years 1951 through 1955. The increase in the wheat acreage allotment for any farm shall be conditioned upon the production of durum wheat (class II) on such increased acreage. The increased allotment shall be determined by adding to the allotment established without regard to this subsection (hereinafter referred to as the "original allotment") an acreage equal to two times the acreage by which the original allotment exceeds the 1956 acreage on the farm of classes of wheat other than durum wheat (class II) (hereinafter referred to as "other wheat"), but such increased allotment shall not exceed the smaller of the cropland on the farm well suited to wheat or the wheat acreage on the farm: Provided, That for the purposes of this subsection (1) the original allotment for each farm shall be not less than fifteen acres, and (2) varieties of class II (durum wheat) known as ("Golden Ball" and "Peliss" shall be regarded as "other wheat."* Notwithstanding any other provision of this subsection, no acreage allotment shall be increased under this subsection for any farm on which the producer knowingly devotes to the production of other wheat an acreage in excess of the acreage allotment established without regard to this subsection (and particularly without regard to clause (1) of the foregoing proviso).

The increases in wheat acreage allotments authorized by this subsection shall be in addition to the National, State, and county wheat acreage allotments, and the acreage of [class II durum wheat thereon] durum wheat (class II) on such increased allotments shall not be considered in establishing future State, county, and farm acreage allotments.

The provisions of paragraph (6) of Public Law 74, Seventy-seventh Congress (7 U. S. C. 1340 (6)), and section 326 (b) of this Act relating to the reduction of the storage amount of wheat shall apply to the allotment for the farm established without regard to this subsection and not to the increased allotment under this subsection.



84TH CONGRESS
2D SESSION

S. 2884

[Report No. 1807]

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 6, 1956

Referred to the Committee on Agriculture

FEBRUARY 23, 1956

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

AN ACT

To amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 334 (e) of the Agricultural Adjustment Act
4 of 1938, as amended (7 U. S. C. 1334), is amended to read
5 as follows:

6 “(e) Notwithstanding any other provision of this Act,
7 the Secretary shall increase the farm marketing quotas
8 and acreage allotments for the 1956 crop of wheat for
9 farms located in counties in the States of North Dakota,
10 Minnesota, Montana, South Dakota, and California, desig-
11 nated by the Secretary as counties which (1) are capable

1 of producing durum wheat (class II) and (2) have pro-
2 duced such wheat for commercial food products during one
3 or more of the five years 1951 through 1955. The increase
4 in the wheat acreage allotment for any farm shall be con-
5 ditioned upon the production of durum wheat (class II)
6 on such increased acreage. The increased allotment shall
7 be determined by adding to the allotment established with-
8 out regard to this subsection (hereinafter referred to as
9 the 'original allotment') an acreage equal to two times the
10 acreage by which the original allotment exceeds the 1956
11 acreage on the farm of classes of wheat other than durum
12 wheat (class II) (hereinafter referred to as 'other wheat'),
13 but such increased allotment shall not exceed the smaller of
14 the cropland on the farm well suited to wheat or the wheat
15 acreage on the farm: *Provided*, That for the purposes of
16 this subsection (1) the original allotment for each farm
17 shall be not less than fifteen acres, and (2) varieties of class
18 II (durum wheat) known as 'Golden Ball' and 'Peliss'
19 shall be regarded as 'other wheat'. Notwithstanding any
20 other provision of this subsection, no acreage allotment
21 shall be increased under this subsection for any farm on
22 which the producer knowingly devotes to the production of
23 other wheat an acreage in excess of the acreage allotment
24 established without regard to this subsection (and par-

1 ticularly without regard to clause (1) of the foregoing
2 proviso).

3 "The increases in wheat acreage allotments authorized
4 by this subsection shall be in addition to the National, State,
5 and county wheat acreage allotments, and the acreage of
6 durum wheat (class II) on such increased allotments shall
7 not be considered in establishing future State, county and
8 farm acreage allotments.

9 "The provisions of paragraph (6) of Public Law 74,
10 Seventy-seventh Congress (7 U. S. C. 1340 (6)), and
11 section 326 (b) of this Act, relating to the reduction of
12 the storage amount of wheat shall apply to the allotment
13 for the farm established without regard to this subsection
14 and not to the increased allotment under this subsection."

Passed the Senate February 2 (legislative day, January
16), 1956.

Attest:

FELTON M. JOHNSTON,
Secretary.

84TH CONGRESS
2D SESSION

S. 2884

[Report No. 1807]

AN ACT

To amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

FEBRUARY 6, 1956

Referred to the Committee on Agriculture

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Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued
For actions of

March 6, 1956
March 5, 1956
84th-2nd, No. 38

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HIGHLIGHTS: Senate continued debate on farm bill. House passed bill increasing quotas and allotments on 1956 durum wheat crop. House passed Labor-HEW appropriation bill for 1957. House subcommittee ordered reported bills increasing 1956 cotton acreage allotments and authorizing Secretary to make payments to cotton producers who have complied with acreage allotments in 1954-6. Sens. Potter and Thyre defended REA Administrator against recent criticism. Sen. Kennedy introduced and discussed bill to simplify accounting and facilitate payment of obligations. Reps. Vursell and Hoffman discussed administration's farm program.

SENATE

1. FARM PROGRAM. Continued debate on S. 3183, the farm bill. pp. 3408, 3441
Sens. Williams, Anderson, Murray (for himself and Sen. Kefauver), Murray (for Sen. Kefauver), and Capehart submitted amendments intended to be proposed to the bill. pp. 3399, 3416
2. ELECTRIFICATION. Sens. Potter and Thyre defended the Administrator of REA against recent charges of his alleged attempt to influence members of the resolutions committee of the National Rural Electric Cooperative Association. pp. 3400, 3440
3. INFORMATION. Sen. Bridges defended the record of Braum & Co., a public-relations firm, and inserted a statement from the company concerning its past associations with the Government in publicizing matters relating to agriculture. p. 3400
4. FOREIGN AFFAIRS. Received from the International Cooperation Administration reports on "Soviet Bloc Economic Activities in the Free World," for the second half of 1954, and "Soviet Deterrents to Increased Foreign Trade," for the first half of 1955; to Foreign Relations Committee. p. 3393
The Judiciary Committee ordered reported with an amendment in the nature of a substitute, S. J. Res. 1, proposing an amendment to the Constitution

relating to the legal effect of certain treaties and other international agreements. p. D194

5. PUBLIC LANDS. Sen. Malone discussed the trend of withdrawals of public lands for public purposes in the Western States, and inserted numerous letters and articles on the subject. p. 3441
6. NATURAL RESOURCES. Sen. Goldwater defended the Secretary of the Interior against "giveaway" charges, and inserted a letter from the Secretary and a statement on the matter. p. 3405

HOUSE

7. APPROPRIATIONS. Passed with amendment H. R. 9720, the Labor-HEW appropriation bill for 1957. p. 3462 The bill includes funds for unemployment compensation for Federal employees, Mexican farm-labor program, Employees' Compensation Act, further endowment of colleges of agriculture and the mechanic arts, Food and Drug Administration, etc.

As reported, H. R. 9739, the independent offices appropriation bill, includes funds for the Civil Service Commission, Federal Civil Defense Administration; General Accounting Office, General Services Administration; National Science Foundation; Selective Service System, etc. The bill also contains a new provision prohibiting the use of any appropriations for establishing an age requirement for employment in the competitive civil service, or for making effective any requirement for mandatory retirement solely because of age, or for making permanent appointments to persons who have reached 70 years of age. In addition, the bill includes authority for 10 additional supergrades in GSA.

Regarding space management, the committee report on the independent offices bill states as follows: "It has come to the Committee's attention that space is not being utilized to the best advantage not only in Government-owned buildings but in leased space in buildings in various cities. The Committee realizes that the General Services Administration is responsible for the efficient use of rented space as well as space the Government owns, and at the same time is at a disadvantage because it has no authority to enforce its judgment against that or any other agency, regardless of how flagrant the waste may be. It is proposed that the General Services Administration pursue a more active program in 1957 in the space utilization program. To strengthen the General Services Administration hand in the better utilization of space the Committee will consider the use of limitations on the use of funds to be spent on Government-owned or rented space."

8. WHEAT. Passed without amendment S. 2884, to increase the 1956 durum wheat acreage allotments and marketing quotas in certain States. p. 3460. This bill is now ready for the President.
9. COTTON. The Cotton Subcommittee of the Agriculture Committee ordered reported to the full committee H. R. 8262, to provide for an increase in cotton acreage allotments for 1956 crop; and H. R. 9703, to authorize the Secretary to make payments to producers of cotton who have complied with acreage allotment programs for 1954, 1955, and 1956. p. D195
10. LANDS. At the request of Rep. Aspinall, passed over H. R. 6815, to provide for the orderly disposition of certain Title III lands acquired under the Bankhead-Jones Farm Tenant Act. p. 3458
Passed as reported S. 1529, to provide for a revision of the boundaries of the Theodore Roosevelt National Memorial Park, N. Dak. p. 3459
11. FARM-CITY WEEK. At the request of Rep. Aspinall, passed over H. J. Res. 317, to designate the last week in October of each year as National Farm-City Week. p. 3458

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

CONSTRUCTION OF DRAINAGE WORKS ON FEDERAL RECLAMATION

The Clerk called the bill (H. R. 6268) to facilitate the construction of drainage works and other minor items on Federal reclamation and like projects.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That funds appropriated for the construction of irrigation works authorized to be undertaken pursuant to the Federal reclamation laws (act of June 17, 1902, 32 Stat. 388, and acts amendatory thereof or supplementary thereto), the act of August 11, 1939 (53 Stat. 1418), as amended, or other acts of Congress may, insofar as such funds are available for the construction of drainage facilities and other minor items, be utilized by the Secretary of the Interior to accomplish such work by contract, by force account or, notwithstanding any other law and subject only to such reasonable terms and conditions as the Secretary shall deem appropriate for the protection of the United States, by contract entered into with the repayment organization concerned whereby said organization shall perform such work.

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

THEODORE ROOSEVELT NATIONAL MEMORIAL PARK

The Clerk called the bill (S. 1529) to revise the boundaries of the Theodore Roosevelt National Memorial Park, in the State of North Dakota, and for other purposes.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the following-described lands are hereby made a part of the Theodore Roosevelt National Memorial Park, subject to all laws and regulations applicable thereto: Beginning at a point in block 11 of the village of Medora, N. Dak., said point being on the northerly right-of-way line of Third Avenue a distance of 160 feet westerly from the northwest corner of the intersection of Third Avenue and Main Street; thence northly a distance of 140 feet to a point on a line parallel to and 160 feet westerly of the westerly right-of-way line of Main Street; thence easterly 10 feet along a line parallel to and 140 feet northerly of the northerly right-of-way line of Third Avenue to a point 150 feet westerly of the westerly right-of-way line of Main Street; thence northerly 20 feet along a line parallel to and 150 feet westerly of the westerly right-of-way line of Main Street to a point on a line parallel to and 160 feet northerly of the northerly right-of-way line of Third Avenue; thence easterly along said line a distance of 150 feet to a point on the westerly right-of-way line of Main Street; thence northerly a distance of 40 feet along said westerly right-of-way line of Main Street to a point 200 feet northerly from the northwest corner of the intersection of Third Avenue and Main Street; thence easterly along a line parallel to and 200 feet northerly of the northerly right-of-way line of Third Avenue a distance of 970 feet to the northwesterly corner of lot 3 in block 8; thence southerly along the westerly line of lots 3 to 10, inclusive, in block 8 a distance of 200 feet to a point on the

northerly right-of-way line of Third Avenue; thence along the northerly right-of-way line of Third Avenue extended easterly to a point on the west sixteenth line of section 26; thence northerly along said sixteenth line to a point on the section line common to sections 23 and 26; thence westerly along said section line to a point which is 600 feet easterly of the section corner common to sections 22, 23, 26, and 27; thence northerly along a line parallel to and 600 feet easterly from the section line common to sections 22 and 23 to a point on the south sixteenth line of section 23; thence westerly along said sixteenth line a distance of 600 feet to a point on the section line common to sections 22 and 23; thence southerly along said section line to the section corner common to sections 22, 23, 26, and 27; thence southerly along the section line common to sections 26 and 27 a distance of 390.5 feet; thence westerly a distance of 421.7 feet to a point on a line parallel to and 390.5 feet southerly from the section line common to sections 22 and 27; thence southerly a distance of 360 feet to a point in block 4 on a line parallel to and 150 feet westerly from the westerly right-of-way line of Main Street extended northerly; thence southwesterly on a straight line through the southwesterly corner of block 4 to a point on the southerly right-of-way line of Second Avenue extended westerly; thence westerly along said westerly extension of the southerly right-of-way line of Second Avenue to a point on the northeasterly right-of-way line of United States Highway No. 10; thence southeasterly along said northeasterly right-of-way line of United States Highway No. 10 to the intersection or juncture of said right-of-way line with the northerly right-of-way line of Third Avenue; thence easterly to the point of beginning; and all of that part of block 12 in the village of Medora that lies westerly of a line parallel to and westerly a distance of 140 feet from the westerly right-of-way line of Main Street; all in township 140 north, range 102 west, fifth principal meridian.

Also, that part of section 4 lying south of the north bank of the Little Missouri River, section 7, section 8, and northwest quarter northwest quarter section 9, township 147 north, range 99 west; section 12, township 147 north, range 100 west; northeast quarter section 20 and section 21, township 148 north, range 99 west; and east half section 20, north half section 21, and southwest quarter, south half northwest quarter, and north half northeast quarter section 29, township 148 north, range 100 west, fifth principal meridian, North Dakota.

SEC. 2. The following area is hereby excluded from the park: That portion of section 8 lying southwest of a line between the common corner of sections 8, 9, 16, and 17 and the northwest corner of the southwest quarter section 8; that portion of section 16 lying southwest of a line between the southeast corner southwest quarter and the northwest corner southwest quarter section 16; and section 17, township 147 north, range 100 west, fifth principal meridian, North Dakota.

SEC. 3. The Secretary of the Interior is authorized to make further adjustments in the boundaries of the park along United States Highways Nos. 10 and 85 as he deems advisable and in the public interest if and when the alignment of these highways is changed: *Provided*, That not to exceed 500 acres may be added to the park and not to exceed 2,000 acres may be excluded from the park by such adjustments. Boundary adjustments made pursuant to this section shall be effective upon publication thereof in the Federal Register and all Federal land excluded from the park pursuant to this Act shall be administered in accordance with the public land laws of the United States.

SEC. 4. The land exchange authority relating to Theodore Roosevelt National Memorial Park prescribed by section 3 of the Act of April 25, 1947 (61 Stat. 52), and by section 2

of the Act of June 12, 1948 (62 Stat. 384), shall be applicable also to the lands described in section 1 of this act.

With the following committee amendments:

Page 4, line 6, change the period to a colon and add the words "*Provided*, That the lands and improvements thereon located in block 6 in the village of Medora now administered and used by the United States Forest Service, Department of Agriculture, shall not become a part of the park pursuant to this section until such time as they are transferred to the Department of the Interior by the Secretary of Agriculture."

Page 4, strike all of lines 7 through 16.

Page 5, lines 11, 12, and 13, strike the words "administered in accordance with the public land laws of the United States." and insert the words "transferred to the Secretary of Agriculture for administration or disposition in accordance with title III of the Bankhead-Jones Farm Tenant Act."

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

PUBLIC HEALTH SERVICE

The Clerk called the bill (H. R. 8728) to authorize the burial in national cemeteries of the remains of certain commissioned officers of the Public Health Service.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That burial in national cemeteries of the remains of commissioned officers of the United States Public Health Service who were detailed for duty with the Army or Navy during World War I pursuant to the Act of July 1, 1902 (32 Stat. 712, 713), as amended, and Executive Order No. 2571 dated April 3, 1917, and of the wife, widow, minor child and, in the discretion of the Secretary of the Army, unmarried adult child of these officers is authorized: *Provided*, That the remains of the wife, widow, and children may, in the discretion of the Secretary of the Army, be removed from a national cemetery proper and interred in the post section of a national cemetery if, upon death, the related officer is not buried in the same or an adjoining gravesite.

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

SANDPOINT, IDAHO

The Clerk called the bill (H. R. 2423) for the relief of the city of Sandpoint, Idaho.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the Secretary of the Treasury is authorized and directed to pay, out of any funds in the Treasury not otherwise appropriated, to the city of Sandpoint, Idaho, the sum of \$98,200, in full satisfaction of all claims of such city against the United States for additional costs to the city in the operation and maintenance of sewage-disposal facilities to be constructed by the city, the construction of these facilities being occasioned by the construction and operation by the Corps of Engineers of a hydroelectric and storage dam at Albeni Falls on the Pend Oreille River, Idaho: *Provided*, That no part of the amount appropriated in this Act shall be paid or delivered

to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contract notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

STATE OF WASHINGTON

The Clerk called the bill (H. R. 7062) providing for payment to the State of Washington by the United States for the cost of replacing and relocating a portion of secondary highway of such State which was condemned and taken by the United States.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the State of Washington the sum of \$581,721.91. The payment of such sum shall be in full satisfaction of the claim of the State of Washington against the United States for the cost of replacing and relocating a portion, 28 miles in length, of secondary highway No. 11A of the State which was condemned and taken by the United States in 1943 for use in connection with the construction and operation of the Hanford atomic energy project.

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

AGRICULTURAL ADJUSTMENT ACT OF 1938

The Clerk called the bill (S. 2884) to amend the wheat-marketing-quota provisions of the Agricultural Adjustment Act of 1938, as amended.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That section 334 (e) of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1334), is amended to read as follows:

"(e) Notwithstanding any other provision of this act, the Secretary shall increase the farm marketing quotas and acreage allotments for the 1956 crop of wheat for farms located in counties in the States of North Dakota, Minnesota, Montana, South Dakota, and California, designated by the Secretary as counties which (1) are capable of producing durum wheat (class II) and (2) have produced such wheat for commercial food products during 1 or more of the 5 years 1951 through 1955. The increase in the wheat acreage allotment for any farm shall be conditioned upon the production of durum wheat (class II) on such increased acreage. The increased allotment shall be determined by adding to the allotment established without regard to this subsection (hereinafter referred to as the 'original allotment') an acreage equal to two times the acreage by which the original allotment exceeds the 1956 acreage on the farm of classes of wheat other than durum wheat (class II) (hereinafter referred to as 'other wheat'), but such increased allotment shall not exceed the smaller of the cropland on the farm well suited to wheat or the wheat acreage on the farm: *Provided*, That for the purposes

of this subsection (1) the original allotment for each farm shall be not less than 15 acres, and (2) varieties of class II (durum wheat) known as 'Golden Ball' and 'Pelliss' shall be regarded as 'other wheat.' Notwithstanding any other provision of this subsection, no acreage allotment shall be increased under this subsection for any farm on which the producer knowingly devotes to the production of other wheat an acreage in excess of the acreage allotment established without regard to this subsection (and particularly without regard to clause (1) of the foregoing proviso).

"The increases in wheat acreage allotments authorized by this subsection shall be in addition to the National, State, and county wheat acreage allotments, and the acreage of durum wheat (class II) on such increased allotments shall not be considered in establishing future State, county, and farm acreage allotments.

"The provisions of paragraph (6) of Public Law 74, 77th Congress (7 U. S. C. 1340 (6)), and section 326 (b) of this act, relating to the reduction of the storage amount of wheat shall apply to the allotment for the farm established without regard to this subsection and not to the increased allotment under this subsection."

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

JAPANESE-AMERICAN EVACUATION CLAIMS ACT

The Clerk called the bill (H. R. 7763) to amend the Japanese-American Evacuation Claims Act of 1948, as amended, to expedite the final determination of the claims, and for other purposes.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the act of July 2, 1948 (62 Stat. 1231), as amended, is further amended as follows:

That section 1 of the act, as amended, is amended to read as follows:

"SECTION 1. (a) The Attorney General shall have jurisdiction to compromise and settle and make an award as hereinafter provided on any claim by a person of Japanese ancestry against the United States arising on or after December 7, 1941, when such claim is not compensated for by insurance or otherwise, for damage to or loss of real or personal property (including without limitation as to amount damage to or loss of personal property bailed to or in the custody of the Government or any agent thereof), that is a reasonable and natural consequence of the evacuation or exclusion of any person of Japanese ancestry by the appropriate military commander from a military area in Arizona, California, Oregon, or Washington; or from the Territory of Alaska, or the Territory of Hawaii; under authority of Executive Order No. 9066, dated February 19, 1942 (3 C. F. R. Cum. Supp. 1092), section 67 of the act of April 30, 1900 (48 U. S. C. 532), or Executive Order No. 9489, dated October 18, 1944 (3 C. F. R. 1944 Supp. 45).

"(b) As used herein—

"(1) 'Evacuation' shall include voluntary departure from a military area prior to but in anticipation of an order of exclusion therefrom.

"(2) 'Claim by a person of Japanese ancestry' shall include claims timely filed by corporations, partnerships, associations, societies, and other organizations, profit and nonprofit, the majority of whose stock was owned by, or the majority of whose stockholders or members on December 7, 1941, were, persons of Japanese ancestry. The legal entity of the organization shall be disregarded,

ed, if necessary, to do equity and justice in achieving the purposes of this act, including the payment of any award directly to the stockholders or members of Japanese ancestry. Such claims shall not be barred by awards or disallowances heretofore made.

"(3) 'Claim by a person of Japanese ancestry' shall also include claims which have been timely filed for such damage or loss as heretofore defined incurred by persons of Japanese ancestry detained, interned, or paroled, and subsequently released pursuant to Revised Statutes, sections 4067-4070, as amended (relating to alien enemies). Any such person shall be deemed to have been excluded from such military areas and territories as of the date he would have been evacuated had he not been detained or interned. The claim of or on behalf of such persons shall not be barred by any award or disallowance made prior to this amendment.

"(4) 'Damage to or loss of real or personal property,' notwithstanding the limitations provided by section 2 (b) (5) hereof, shall hereafter include business expenses or expenditures actually incurred by claimants that would not have been incurred but for the evacuation or exclusion of persons of Japanese ancestry, including management expenses and conservation costs actually paid.

"(5) 'Damage to or loss of real or personal property,' notwithstanding the limitations provided by section 2 (b) (5) hereof, shall include loss of reasonably ascertainable fair rental value when included in claims timely filed.

"(6) 'Damage to or loss of real or personal property,' notwithstanding the limitations provided by section 2 (b) (5) hereof, shall include loss of reasonably ascertainable crop losses, including perennial crops, measured by the market value of the particular claimant's crop at the time of maturity and marketing less the estimated cost of producing and marketing the crops."

That section 2 (a) of the act, as amended, is amended as follows:

"SEC. 2. (a) The Attorney General shall receive claims for a period of 18 months from the date of the original enactment of this act. All claims not presented within that time shall be forever barred: *Provided, however*, That any claim received by the Attorney General bearing a postmark prior to midnight, January 3, 1950, shall be considered to be timely filed within the said 18 months. Any claim, timely filed, may be amended at any time prior to its final determination in order to include then compensable items of claim prior to its final determination in order to which, by the provisions of this act as they existed when the claim was filed, the Attorney General was not authorized to determine or consider."

That section 2 (b) of the act, as amended, is amended to read as follows:

"(2) Except as provided in section 1 (b) (3), for damage or loss arising out of action taken by any Federal agency pursuant to sections 4067, 4068, 4069, and 4070 (relating to alien enemies) of the Revised Statutes, as amended (50 U. S. C. 21-24), or pursuant to the Trading With the Enemy Act, as amended (50 U. S. C., App., and Supp., 1-31, 616)."

That section 4 (a) of the act, as amended, is amended to read as follows:

"(a) The Attorney General is authorized to compromise and settle and make an award on any claim timely filed under this act, as amended, on the basis of affidavits, available Government records, and other information satisfactory to him."

That section 4 (b) of the act, as amended, is amended to read as follows:

"(b) The Court of Claims shall have jurisdiction to determine any claim timely filed under this act. A petition for the determination of a claim by the Court of Claims

Public Law 431 - 84th Congress
Chapter 86 - 2d Session
S. 2884

AN ACT

To amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 334 (e) of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1334), is amended to read as follows: Durum wheat.
Quotas and allotments.
69 Stat. 9.

“(e) Notwithstanding any other provision of this Act, the Secretary shall increase the farm marketing quotas and acreage allotments for the 1956 crop of wheat for farms located in counties in the States of North Dakota, Minnesota, Montana, South Dakota, and California, designated by the Secretary as counties which (1) are capable of producing durum wheat (class II) and (2) have produced such wheat for commercial food products during one or more of the five years 1951 through 1955. The increase in the wheat acreage allotment for any farm shall be conditioned upon the production of durum wheat (class II) on such increased acreage. The increased allotment shall be determined by adding to the allotment established without regard to this subsection (hereinafter referred to as the ‘original allotment’) an acreage equal to two times the acreage by which the original allotment exceeds the 1956 acreage on the farm of classes of wheat other than durum wheat (class II) (hereinafter referred to as ‘other wheat’), but such increased allotment shall not exceed the smaller of the cropland on the farm well suited to wheat or the wheat acreage on the farm: *Provided*, That for the purposes of this subsection (1) the original allotment for each farm shall be not less than fifteen acres, and (2) varieties of class II (durum wheat) known as ‘Golden Ball’ and ‘Peliss’ shall be regarded as ‘other wheat’. Notwithstanding any other provision of this subsection, no acreage allotment shall be increased under this subsection for any farm on which the producer knowingly devotes to the production of other wheat an acreage in excess of the acreage allotment established without regard to this subsection (and particularly without regard to clause (1) of the foregoing proviso).

“The increases in wheat acreage allotments authorized by this subsection shall be in addition to the National, State, and county wheat acreage allotments, and the acreage of durum wheat (class II) on such increased allotments shall not be considered in establishing future State, county and farm acreage allotments. 70 Stat. 50.
70 Stat. 51.

“The provisions of paragraph (6) of Public Law 74, Seventy-seventh Congress (7 U. S. C. 1340 (6)), and section 326 (b) of this Act, relating to the reduction of the storage amount of wheat shall apply to the allotment for the farm established without regard to this subsection and not to the increased allotment under this subsection.” 55 Stat. 204;
52 Stat. 51.
7 USC 1326.

Approved March 16, 1956.

